IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

THURSDAY, THE 28TH JUNE 2007 / 7TH ASHADHA 1929

Tr.P(C).No. 143 of 2007()

OPDIV.99/2007 of FAMILY COURT, THODUPUZHA

.....

PETITIONER(RESPONDENT IN O.P(DIVORCE)

MANJU, AGED 26, D/O.P.M.MATHEW,
PANACHICKAL VEETTIL, KALATHOOR P.O.,
KALATHOOR KARA, KANAKARY VILLAGE, KOTTAYAM
DISTRICT.

BY ADV. SRI.K.P.SHAHUL HAMEED
SRI.RAJESH THOMAS

RESPONDENTS: (PETITIONER O.P(DIVORCE)

ANIL, AGED 33, S/O.THOMAS, THADATHIL
VEETTIL, KUNJINI P.O., VAZHITHALA(VIA),
PURAPUZHA VILLAGE, THODUPUZHA TALUK,
IDUKKI DISTRICT.

THIS TRANSFER PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 28/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

M.N.KRISHNAN, J.

Tr.P.C.No. 143 OF 2007

Dated this the 28th June, 2007.

JUDGMENT

This transfer petition is filed to transfer O.P(Div.) 99/07 pending before the Family Court, Thodupuzha to the Family Court, Kottayam at Ettumanoor. Wife is the petitioner. It is the case of the petitioner that she had filed two matrimonial cases as O.P.293/07 and M.C.107/07 for realisation of the value of gold ornaments as well as for maintenance and only as a counterblast to the same the respondent has filed a petition for divorce before the Family Court, Thodupuzha. The petitioner is 26 weeks pregnant and she is having pregnancy inducted blood pressure and the doctor has advised for periodical hospitalisation and care. It is also submitted that she is unable to travel on account of the same. Her ailment is supported by a medical certificate as well. Considering the fact that the petitioner is pregnant who is advised rest and the fact that she has to travel by bus from Ettumanoor to Thodupuzha, it will cause unnecessary hardship for her and therefore it is only just and reasonable to transfer O.P.(Div.)99/07 pending before the Family Court Thodupuzha to the Family Court at Ettumanoor. Since I have not given notice to the respondent in the transfer petition, the

Thodupuzha Family Court is directed to intimate transfer of the case to the respondent before it actually effects the transfer. Transfer petition is disposed of accordingly.

M.N.KRISHNAN
Judge

jj